

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed Emergency**

Pursuant to the authority of Iowa Code section 234.6 and 2013 Iowa Acts, Senate File 446, section 29, the Department of Human Services amends Chapter 187, “Aftercare Services and Supports,” Iowa Administrative Code.

This amendment increases youth stipend and provider rates. Contractors and subcontractors with the Department that provide preparation for adult living (PAL) services will have their state fiscal year 2013 rates increased by 5 percent for state fiscal year 2014.

The Council on Human Services adopted this amendment on June 26, 2013.

Pursuant to Iowa Code section 17A.4(3), the Department finds that notice and public participation are unnecessary because the Legislature established new provider rates.

Pursuant to Iowa Code section 17A.5(2)“b”(2), the Department further finds that the normal effective date of this amendment, 35 days after publication, should be waived and the amendment made effective July 1, 2013, because the amendment confers a benefit on the public. This amendment increases payments to providers of preparation for adult living (PAL) and also increases monthly stipends for youth participating in the program.

This amendment is also published herein under Notice of Intended Action as **ARC 0850C** to allow for public comment.

This amendment does not provide for waivers in specified situations because the legislation does not specifically allow for waivers. Requests for waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code section 234.6.

This amendment became effective July 1, 2013.

The following amendment is adopted.

Amend subrule 187.12(2) as follows:

**187.12(2) Amount of monthly stipend.** The maximum monthly stipend shall be ~~\$574~~ \$602.70.

*a.* The stipend shall be prorated based on the date of entry.

*b.* Effect of income.

(1) When the monthly unearned income of the youth exceeds the maximum monthly stipend, the youth is not eligible for a stipend.

(2) When the net earnings of the youth exceed the maximum monthly stipend, the stipend shall be reduced the following month by 50 cents for every dollar earned over the maximum monthly stipend.

(3) A youth receiving Supplemental Security Income payments is not eligible for a stipend.

[Filed Emergency 6/27/13, effective 7/1/13]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 7/24/13.